

EXHIBIT 25

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

HUNTERS CAPITAL, LLC, et al.,

Plaintiffs,

v.

CITY OF SEATTLE,

Defendant.

Case No. 20-cv-00983

PLAINTIFFS' OBJECTIONS, ANSWERS
AND RESPONSES TO CITY OF
SEATTLE'S SIXTH DISCOVERY
REQUESTS

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure, Plaintiffs 12th & Pike Associates LLC, Bergman's Lock and Key Services LLC, Hunters Capital LLC, Hunters Property Holdings LLC, Greenus Building Inc., Madrona Real Estate Investors IV LLC, Madrona Real Estate Investors VI LLC, Madrona Real Estate Services LLC, Olive St. Apartments LLC, Onyx Homeowners Association, Matthew Ploszaj, Redside Partners, The Richmark Company d/b/a Richmark Label, Shuffle LLC d/b/a Cure Cocktail, SRJ Enterprises d/b/a Car Tender, Sway and Cake LLC and Wade Biller (collectively "Plaintiffs") hereby respond and object to Defendant City of Seattle's ("Defendant" or the "City") Sixth Discovery Requests. No admissions of any nature whatsoever are implied or should be inferred from the objections, answers, and responses set forth below. Plaintiffs have answered these requests based on their current knowledge and understanding with respect to the matters addressed. Discovery in this action is ongoing. Plaintiffs reserve their

PLAINTIFFS' OBJECTIONS, ANSWERS
AND RESPONSES TO CITY OF SEATTLE'S
SIXTH DISCOVERY REQUESTS
(Case No. 20-cv-00983) - 1)

LAW OFFICES
CALFO EAKES LLP
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SEATTLE, WASHINGTON 98101-3808
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REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 56 (to Onyx Homeowners Association):

Produce a copy of the Onyx Homeowners Association Bylaws, including any amendments thereto.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiff further objects to this request to the extent that this document request seeks documents that are publicly available. Notwithstanding these objections and Plaintiff's General Objections, Plaintiffs will conduct a reasonable search for Onyx Homeowners Association Bylaws and any amendments thereto. To the extent there are responsive documents that are not privileged, Plaintiffs will produce them.

REQUEST FOR PRODUCTION NO. 57 (to Onyx Homeowners Association):

Produce a copy of the Onyx Homeowners Association governing documents, including the Onyx Homeowners Association Declaration; Covenants, Conditions, and Restrictions (CC&Rs); bylaws, and any and all restatements or amendments thereto.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiff further objects to this request to the extent that this document request seeks documents that are publicly available. Plaintiff objects to the extent this request for production seeks information not relevant to this lawsuit and that is protected by the attorney-client privilege and the work-product doctrine. To the extent there are documents that are not privileged, Plaintiffs will produce them. Notwithstanding these objections and Plaintiff's General Objections, Plaintiffs

1 will conduct a reasonable search for responsive documents. To the extent there are responsive
2 documents that are not privileged, Plaintiffs will produce them.

3
4 **REQUEST FOR PRODUCTION NO. 58 (to Onyx Homeowners Association):**

5 Produce copies of all agendas, minutes, notes, recordings, or the like for every Onyx
6 Homeowners Association meeting and Onyx Homeowners Association board meeting from June 1,
7 2020 through the present.

8 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth
9 above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the
10 following specific objections to this request:

11 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional
12 to the needs of the case to the extent it seeks such information, including information which has no
13 relevance to the claims or defenses in this action. In addition, Plaintiffs object to this request to the
14 extent it seeks communications protected by the attorney-client privilege, work product doctrine,
15 or any other applicable privilege. Subject to these objections and the general objections noted
16 above, Plaintiffs will produce Onyx Homeowners Associations' minutes after conducting a
17 reasonable search.

18
19 **REQUEST FOR PRODUCTION NO. 59 (to Onyx Homeowners Association):**

20 Produce all communications involving any member of the Onyx Homeowners Association
21 Board relating to Covid-19, CHOP, Cal Anderson Park, protest activity, the East Precinct, this
22 lawsuit, or damage allegedly caused to your building, property, or homeowners as a result of any of
23 the foregoing.

24 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
25 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following

1 waiving these objections or the general objections, Plaintiffs state that they will not produce any
2 documents responsive to this request.

3
4 **REQUEST FOR PRODUCTION NO. 57 (to The Richmark Company dba Richmark Label):**

5 Produce copies of your monthly, quarterly, and annual B&O and sales tax submissions.

6 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
7 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
8 specific objections to this request:

9 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
10 the needs of the case to the extent it seeks such information, including information which has no
11 relevance to the claims or defenses in this action. Plaintiff objects to this request to the extent it is
12 already available to the City, either directly or through the State of Washington. Plaintiffs further
13 object to this request to the extent it contains no date restrictions. Plaintiffs also object to the extent
14 that this request seeks a vast amount of irrelevant information that is duplicative of other documents
15 containing financial information previously produced by Plaintiffs, including, without limitation,
16 financial statements and tax returns. Without waiving these objections or the general objections,
17 Plaintiffs state that they will not produce any documents responsive to this request.

18
19 **REQUEST FOR PRODUCTION NO. 58 (to The Richmark Company dba Richmark Label):**

20 Produce all leases entered into by you, and any amendments or revisions thereto.

21 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
22 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
23 specific objections to this request:

24 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
25 the needs of the case to the extent it seeks such information, including information which has no

1 waiving these objections or the general objections, Plaintiffs state that they will not produce any
2 documents responsive to this request.

3
4 **REQUEST FOR PRODUCTION NO. 57 (to Bergman's Lock and Key Services LLC):**

5 Produce all documents, including notes, in your possession, custody, or control that relate to
6 CHOP, protest activity, Cal Anderson, SPD, or the East Precinct. This specifically includes, but is
7 not limited to, the notes Mr. Thompson referenced during his deposition in this matter.

8 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
9 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
10 specific objections to this request:

11 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
12 the needs of the case to the extent it seeks such information, including information which has no
13 relevance to the claims or defenses in this action. In addition, Plaintiffs object to this request to the
14 extent it seeks communications protected by the attorney-client privilege, work product doctrine, or
15 any other applicable privilege. Moreover, Plaintiffs object to this request to the extent it is
16 duplicative of the City's prior requests and seeks documents that have already been produced by
17 Plaintiffs. Without waiving this objection or the general objections, after conducting a reasonable
18 search that does not duplicate any prior searches, Plaintiffs will produce non-privileged documents
19 responsive to this request for March 2020 through June 2021. Plaintiffs have already produced Mr.
20 Thompson's notes. (See CHOP_0029871 – CHOP_0029872).

21
22 **REQUEST FOR PRODUCTION NO. 58 (to Bergman's Lock and Key Services LLC):**

23 Produce copies of your lease, and any amendments or revisions thereto.

24 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
25 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following

1 relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term
 2 of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request
 3 seeks a vast amount of irrelevant information that is duplicative of other documents previously
 4 produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without
 5 waiving these objections or the general objections, Plaintiffs state that they will not produce any
 6 documents responsive to this request.

7
 8 **REQUEST FOR PRODUCTION NO. 57 (to Shuffle LLC dba Cure Cocktail):**

9 Produce copies of every lease you executed that covered any portion of the Relevant Time
 10 Period.

11 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
 12 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
 13 specific objections to this request:

14 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
 15 the needs of the case to the extent it seeks such information, including information which has no
 16 relevance to the claims or defenses in this action. Plaintiffs object to the date range of this request
 17 as overly broad. Without waiving these objections or the general objections, Plaintiffs state that,
 18 after conducting a reasonable search, Plaintiffs will produce any non-privileged leases responsive to
 19 this Request dated from March 2020 to June 2021.

20
 21 **REQUEST FOR PRODUCTION NO. 58 (to Shuffle LLC dba Cure Cocktail):**

22 Produce copies of your monthly, quarterly, and annual B&O and sales tax submissions.

23 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
 24 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
 25 specific objections to this request:

any additional documents responsive to these requests.

REQUEST FOR PRODUCTION NO. 56 (to Sway and Cake LLC):

Produce a copy of your Quickbooks data.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request seeks a vast amount of irrelevant information that is duplicative of other documents previously produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without waiving these objections or the general objections, Plaintiffs state that they will not produce any documents responsive to this request.

REQUEST FOR PRODUCTION NO. 57 (to Sway and Cake LLC):

Produce copies of every lease you executed that covered any portion of the Relevant Time Period.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the date range of this request

as it is overly broad. Without waiving these objections or the general objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-privileged leases responsive to this Request dated from March 2020 to June 2021.

REQUEST FOR PRODUCTION NO. 58 (to Sway and Cake LLC):

Produce copies of your monthly, quarterly, and annual B&O and sales tax submissions for every location you operate in King County.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information. Plaintiff objects to this request to the extent it is already available to the City, either directly or through the State of Washington. Plaintiffs further object to this request to the extent it contains no date restrictions. Plaintiffs also object to the extent that this request seeks a vast amount of irrelevant information that is duplicative of other documents containing financial information previously produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without waiving these objections or the general objections, Plaintiffs state that they will not produce any documents responsive to this request.

REQUEST FOR PRODUCTION NO. 59 (to Sway and Cake LLC):

Produce all communications with 12th & Pike (or anyone acting on behalf of 12th & Pike) or 12th & Pike’s property manager relating to Covid-19, your rent, your plans to re-locate, protest activity, CHOP, vandalism, the City, or the neighborhood.

as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request seeks a vast amount of irrelevant information that is duplicative of other documents previously produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without waiving these objections or the general objections, Plaintiffs state that they will not produce any documents responsive to this request.

REQUEST FOR PRODUCTION NO. 57 (to SRJ Enterprises dba Car Tender):

Produce copies of every lease you executed that covered any portion of the Relevant Time Period.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the date range of this request as it is overly broad. Without waiving these objections or the general objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-privileged leases responsive to this Request dated from March 2020 to June 2021.

1 any other applicable privilege. Moreover, Plaintiffs object to the unspecified time frame of these
2 requests. Furthermore, Plaintiffs object to this request on the basis that it is duplicative of the City's
3 prior requests. Without waiving this objection or the general objections, Plaintiffs will not produce
4 any additional documents responsive to these requests.

5
6 **REQUEST FOR PRODUCTION NO. 56 (to Olive St. Apartments LLC):**

7 Produce copies of every lease you executed for property located within King County.

8 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
9 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
10 specific objections to this request:

11 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
12 the needs of the case to the extent it seeks such information, including information which has no
13 relevance to the claims or defenses in this action. Plaintiffs object to the date range of this request
14 as it is overly broad. Plaintiffs further object to the scope of "King County," which is overbroad.
15 Without waiving these objections or the general objections, Plaintiffs state that, after conducting a
16 reasonable search, Plaintiffs will produce any non-privileged leases responsive to this Request dated
17 from March 2020 to June 2021 for the building at issue in this litigation.

18
19 **REQUEST FOR PRODUCTION NO. 57 (to Olive St. Apartments LLC):**

20 Produce all communications involving you and any tenant of yours within King County
21 relating to Covid-19, rent, lease modifications, protest activity, crime, vandalism, CHOP, hours of
22 operation, or homelessness.

23 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
24 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
25 specific objections to this request:

1 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
 2 the needs of the case to the extent it seeks such information, including information which has no
 3 relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents
 4 “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope
 5 seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs
 6 further object that “the neighborhood” is vague and undefined. Plaintiffs further object to the scope
 7 of “King County,” which is overbroad and seeks irrelevant information. In addition, Plaintiffs object
 8 to this request to the extent it seeks communications protected by the attorney-client privilege, work
 9 product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to this request to the
 10 extent it is duplicative of the City’s prior requests and seeks documents that have already been
 11 produced by Plaintiffs. Without waiving this objection or the general objections, after conducting a
 12 reasonable search that does not duplicate any prior searches, Plaintiffs will produce non-privileged
 13 documents responsive to this request.

14
 15 **REQUEST FOR PRODUCTION NO. 58 (to Olive St. Apartments LLC):**

16 Produce a copy of your Quickbooks data.

17 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
 18 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
 19 specific objections to this request:

20 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
 21 the needs of the case to the extent it seeks such information, including information which has no
 22 relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term
 23 of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request
 24 seeks a vast amount of irrelevant information that is duplicative of other documents previously
 25 produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without

time frame of these requests. Furthermore, Plaintiffs object to this request on the basis that it is duplicative of the City's prior requests. Without waiving this objection or the general objections, Plaintiffs will not produce any additional documents responsive to these requests.

REQUEST FOR PRODUCTION NO. 57 (to Redside Partners):

Produce every rental application you received or reviewed for any residential unit in any King County property you have managed.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs further object to the scope of "King County," which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. Plaintiffs further object that this request is grossly disproportional to the size and nature of Plaintiff Redside's claims. In addition, Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to the unspecified time frame of these requests. Furthermore, Plaintiffs object to this request on the basis that it is duplicative of the City's prior requests. Without waiving this objection or the general objections, Plaintiffs will not produce any additional documents responsive to these requests.

REQUEST FOR PRODUCTION NO. 58 (to Redside Partners):

Produce every communication, whether by email, text or direct message, mail, or otherwise, involving you and the owners of any property you manage within King County (including with

1 Plaintiffs will not produce any additional documents responsive to these requests.

2
3 **REQUEST FOR PRODUCTION NO. 57 (to Madrona Real Estate Services, LLC):**

4 Produce every rental application you received or reviewed for any residential unit in any
5 King County property you have managed.

6 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
7 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
8 specific objections to this request:

9 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
10 the needs of the case to the extent it seeks such information, including information which has no
11 relevance to the claims or defenses in this action. In addition, Plaintiffs object to this request to the
12 extent it seeks communications protected by the attorney-client privilege, work product doctrine, or
13 any other applicable privilege. Plaintiffs further object to the scope of “King County,” which is
14 overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property
15 not at issue in this lawsuit. Moreover, Plaintiffs object to the unspecified time frame of these
16 requests. Furthermore, Plaintiffs object to this request on the basis that it is duplicative of the City’s
17 prior requests. Without waiving this objection or the general objections, Plaintiffs will not produce
18 any additional documents responsive to these requests.

19
20 **REQUEST FOR PRODUCTION NO. 58 (to Madrona Real Estate Services, LLC):**

21 Produce every communication, whether by email, text or direct message, mail, or otherwise,
22 involving you and the owners of any property you manage within King County (including with
23 anyone acting on the owner’s behalf), relating to CHOP, Covid-19, this lawsuit, unit vacancies, lease
24 terminations, lease applicants or prospects, requests for rent reductions or credits, rent deferments,
25 homelessness, crime, or modifications to your management contract.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. In addition, Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Plaintiffs also object to a request for all documents “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. Moreover, Plaintiffs object to this request to the extent it is duplicative of the City’s prior requests and seeks documents that have already been produced by Plaintiffs. Without waiving this objection or the general objections, after conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce non-privileged documents responsive to this request from March 2020 to June 2021 for buildings at issue in this lawsuit.

REQUEST FOR PRODUCTION NO. 59 (to Madrona Real Estate Services, LLC):

Produce all reports, presentations, analyses, appraisals, valuations, or the like for the properties that you manage in King County. This includes any such reports, presentations, or analyses provided to the owners of the various properties you manage.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

REQUEST FOR PRODUCTION NO. 56 (to 12th & Pike Associates LLC):

Produce copies of every lease you executed for property located within King County.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the date range of this request as it is overly broad. Plaintiffs also object to a request for all documents “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. Without waiving these objections or the general objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-privileged leases responsive to this Request dated from March 2020 to June 2021 for buildings at issue in this lawsuit.

REQUEST FOR PRODUCTION NO. 57 (to 12th & Pike Associates LLC):

Produce all communications involving you and any tenant of yours within King County relating to Covid-19, rent, lease modification, protest activity, crime, vandalism, CHOP, hours of operation, or homelessness.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to

the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. In addition, Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to this request to the extent it is duplicative of the City’s prior requests and seeks documents that have already been produced by Plaintiffs. Without waiving this objection or the general objections, after conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce non-privileged documents responsive to this request for March 2020 to June 2021 for buildings at issue in this lawsuit.

REQUEST FOR PRODUCTION NO. 58 (to 12th & Pike Associates LLC):

Produce a copy of your Quickbooks data.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request seeks a vast amount of irrelevant information that is duplicative of other documents previously produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without

June 2021.

REQUEST FOR PRODUCTION NO. 56 (to Madrona Real Estate Investors IV, LLC):

Produce copies of every lease you executed for property located within King County.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the date range of this request as it is overly broad. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. Without waiving these objections or the general objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-privileged leases responsive to this Request dated from March 2020 to June 2021 for buildings at issue in this lawsuit.

REQUEST FOR PRODUCTION NO. 57 (to Madrona Real Estate Investors IV, LLC):

Produce all communications involving you and any tenant of yours within King County relating to Covid-19, rent, lease modifications, protest activity, crime, vandalism, CHOP, hours of operation, or homelessness.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no

1 relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents
 2 “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope
 3 seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs
 4 further object to the scope of “King County,” which is overbroad and seeks irrelevant information;
 5 Plaintiffs will not provide documents related to property not at issue in this lawsuit. In addition,
 6 Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client
 7 privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to
 8 this request to the extent it is duplicative of the City’s prior requests and seeks documents that have
 9 already been produced by Plaintiffs. Without waiving this objection or the general objections, after
 10 conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce
 11 non-privileged documents responsive to this request from March 2020 to June 2021 for properties
 12 at issue in this litigation.

13
 14 **REQUEST FOR PRODUCTION NO. 58 (to Madrona Real Estate Investors IV, LLC):**

15 Produce a copy of your Quickbooks data.

16 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
 17 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
 18 specific objections to this request:

19 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional
 20 to the needs of the case to the extent it seeks such information, including information which has no
 21 relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term
 22 of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request
 23 seeks a vast amount of irrelevant information that is duplicative of other documents previously
 24 produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without
 25 waiving these objections or the general objections, Plaintiffs state that they will not produce any

related to property not at issue in this lawsuit. Plaintiffs further object to the date range of this request as it is overly broad and remote in time such as that an appraisals would have no relevance. Moreover, Plaintiff is not seeking damages based on a diminution of property values, so this request is not relevant. Without waiving these objections or the general objections, Plaintiffs state that they will not produce any documents responsive to this request.

REQUEST FOR PRODUCTION NO. 56 (to Madrona Real Estate Investors VI, LLC):

Produce copies of every lease you executed for property located within King County.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. Plaintiffs object to the date range of this request as it is overly broad. Without waiving these objections or the general objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-privileged leases responsive to this Request executed from March 2020 to June 2021 for buildings at issue in this litigation.

REQUEST FOR PRODUCTION NO. 57 (to Madrona Real Estate Investors VI, LLC):

Produce all communications involving you and any tenant of yours within King County relating to Covid-19, rent, lease modifications, protest activity, crime, vandalism, CHOP, hours of operation, or homelessness.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above

as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. In addition, Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to this request to the extent it is duplicative of the City’s prior requests and seeks documents that have already been produced by Plaintiffs. Without waiving this objection or the general objections, after conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce non-privileged documents responsive to this request for March 2020 to June 2021 for buildings at issue in this lawsuit.

REQUEST FOR PRODUCTION NO. 58 (to Madrona Real Estate Investors VI, LLC):

Produce a copy of your Quickbooks data.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term

REQUEST FOR PRODUCTION NO. 57 (to Hunters Capital LLC):

Produce all communications involving you and any tenant of yours within King County relating to Covid-19, rent, lease modification, protest activity, crime, vandalism, CHOP, hours of operation, or homelessness.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. In addition, Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to this request to the extent it is duplicative of the City’s prior requests and seeks documents that have already been produced by Plaintiffs. Without waiving this objection or the general objections, after conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce non-privileged documents responsive to this request from March 2020 to June 2021 for buildings at issue in this litigation.

REQUEST FOR PRODUCTION NO. 58 (to Hunters Capital LLC):

Produce a copy of your Quickbooks data.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above

1 this Request executed from March 2020 to June 2021.

2
3 **REQUEST FOR PRODUCTION NO. 57 (to Hunters Property Holdings, LLC):**

4 Produce all communications involving you and any tenant of yours within King County
5 relating to Covid-19, rent, lease modification, protest activity, crime, vandalism, CHOP, hours of
6 operation, or homelessness.

7 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
8 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
9 specific objections to this request:

10 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
11 the needs of the case to the extent it seeks such information, including information which has no
12 relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents
13 “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope
14 seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs
15 further object to the scope of “King County,” which is overbroad and seeks irrelevant information;
16 Plaintiffs will not provide documents related to property not at issue in this lawsuit. In addition,
17 Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client
18 privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to
19 this request to the extent it is duplicative of the City’s prior requests and seeks documents that have
20 already been produced by Plaintiffs. Without waiving this objection or the general objections, after
21 conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce
22 non-privileged documents responsive to this request from March 2020 to June 2021 for properties
23 at issue in this litigation.

County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. Plaintiffs object to the date range of this request as it is overly broad. Without waiving these objections or the general objections, Plaintiffs state that Plaintiffs have produced any non-privileged leases executed from March 2020 to June 2021 for buildings at issue in this litigation. (*See* CHOP-0048875 – CHOP-0051120).

REQUEST FOR PRODUCTION NO. 57 (to Greenus Building, Inc.):

Produce all communications involving you and any tenant of yours within King County relating to Covid-19, rent, lease modification, protest activity, crime, vandalism, CHOP, hours of operation, or homelessness.

RESPONSE: Plaintiffs incorporate by reference each and every General Objection set forth above as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following specific objections to this request:

Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks such information, including information which has no relevance to the claims or defenses in this action. Plaintiffs also object to a request for all documents “relating to Covid-19” and will not conduct a search for such documents without a reasonable scope seeking relevant documents, rather than every document related to a worldwide pandemic. Plaintiffs further object to the scope of “King County,” which is overbroad and seeks irrelevant information; Plaintiffs will not provide documents related to property not at issue in this lawsuit. In addition, Plaintiffs object to this request to the extent it seeks communications protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Moreover, Plaintiffs object to this request to the extent it is duplicative of the City’s prior requests and seeks documents that have already been produced by Plaintiffs. Without waiving this objection or the general objections, after conducting a reasonable search that does not duplicate any prior searches, Plaintiffs will produce

1 non-privileged documents responsive to this request for March 2020 to June 2021 for buildings at
2 issue in this litigation.

3
4 **REQUEST FOR PRODUCTION NO. 58 (to Greenus Building, Inc.):**

5 Produce a copy of your Quickbooks data.

6 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
7 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
8 specific objections to this request:

9 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
10 the needs of the case to the extent it seeks such information, including information which has no
11 relevance to the claims or defenses in this action. Plaintiffs object to the undefined and vague term
12 of “Quickbooks data” without any qualifications. Plaintiffs also object to the extent that this request
13 seeks a vast amount of irrelevant information that is duplicative of other documents previously
14 produced by Plaintiffs, including, without limitation, financial statements and tax returns. Without
15 waiving these objections or the general objections, Plaintiffs state that they will not produce any
16 documents responsive to this request.

17
18 **REQUEST FOR PRODUCTION NO. 59 (to Greenus Building, Inc.):**

19 Produce copies of your monthly, quarterly, and annual B&O and sales tax filings.

20 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
21 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
22 specific objections to this request:

23 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
24 the needs of the case to the extent it seeks such information, including information which has no
25 relevance to the claims or defenses in this action. Plaintiffs object to this request to the extent it is

1 is not relevant. Without waiving these objections or the general objections, Plaintiffs state that they
2 will not produce any documents responsive to this request.

3
4 **REQUEST FOR PRODUCTION NO. 56 (to Matthew Ploszaj):**

5 Produce all documents relating to your claim that you slept anywhere other than your home
6 during June 2020.

7 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
8 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
9 specific objections to this request:

10 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
11 the needs of the case to the extent it seeks such information, including information which has no
12 relevance to the claims or defenses in this action. Without waiving these objections or the general
13 objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-
14 privileged, non-duplicative documents responsive to this request.

15
16 **REQUEST FOR PRODUCTION NO. 57 (to Matthew Ploszaj):**

17 Produce all documents that could be used to establish the dates, if any, that you slept
18 anywhere other than your home during June 2020.

19 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
20 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
21 specific objections to this request:

22 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
23 the needs of the case to the extent it seeks such information, including information which has no
24 relevance to the claims or defenses in this action. Without waiving these objections or the general
25 objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce any non-

1 privileged, non-duplicative documents responsive to this request.

2
3 **REQUEST FOR PRODUCTION NO. 58 (to Matthew Ploszaj):**

4 Produce a copy of your lease agreement for the room/property you rent.

5 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
6 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
7 specific objections to this request:

8 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
9 the needs of the case to the extent it seeks such information, including information which has no
10 relevance to the claims or defenses in this action. Without waiving these objections or the general
11 objections, Plaintiffs state that, after conducting a reasonable search, Plaintiffs will produce all non-
12 privileged, non-duplicative documents responsive to this request.

13
14 **REQUEST FOR PRODUCTION NO. 59 (to Matthew Ploszaj):**

15 Produce all communications between you and your landlord regarding this lawsuit, CHOP,
16 Covid-19, rent, lease modifications, protest activity, the City, Cal Anderson Park, or the
17 neighborhood.

18 **RESPONSE:** Plaintiffs incorporate by reference each and every General Objection set forth above
19 as though fully set forth at this point. Without waiving such objections, Plaintiffs make the following
20 specific objections to this request:

21 Plaintiffs object to this Request as overly broad, unduly burdensome, and not proportional to
22 the needs of the case to the extent it seeks such information, including information which has no
23 relevance to the claims or defenses in this action. In addition, Plaintiffs object to this request to the
24 extent it seeks communications protected by the attorney-client privilege, work product doctrine, or
25 any other applicable privilege. Plaintiffs also object to a request for all documents “regarding s

1 DATED this 28th day of March, 2022.

2
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4 By s/ Tyler S. Weaver

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6 Angelo J. Calfo, WSBA #27079

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21
22 *Attorneys for Plaintiffs*

CERTIFICATE OF SERVICE

I, Kelly M. Kennedy, declare that I am employed by the law firm of Calfo Eakes LLP, a resident of the State of Washington, over the age of eighteen (18) years, not a party to the above-entitled action, and competent to be a witness herein.

On March 23, 2022, I caused a true and correct copy of the foregoing document to be served on counsel listed below in the manner indicated:

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- ☐ Via legal messengers
- ☐ Via first class mail
- ☐ Via facsimile
- ☒ Via email, per agreement
- ☐ Via E-Service

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- ☐ Via legal messengers
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- ☐ Via facsimile
- ☒ Via email, per agreement
- ☐ Via E-Service

s/ Kelly M. Kennedy
Kelly M. Kennedy, Legal Assistant